

UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF NEW YORK

JON D. GRUBER, *individually and on
behalf of all others similarly situated,*

Plaintiff,

-v-

MICHAEL L. REGER,

Defendant.

16-cv-9727 (JSR)

VERDICT FORM

As to **Claim I**, securities fraud, we the Jury find the defendant, Michael Reger:



Liable



Not-Liable

*If, and only if, Michael Reger has been found liable on **Claim I**, answer the following:*

As to **Claim I**, we the Jury find the amount of inflation in Dakota Plains stock during the class period to have been:

57 %

As to **Claim II**, control person liability for Dakota Plains' securities fraud, we the Jury find the defendant, Michael Reger:



Liable



Not-Liable

*If, and only if, Michael Reger has been found liable on **Claim II**, answer the following:*

As to **Claim II**, we the Jury find the amount of inflation in Dakota Plains stock during the class period to have been:

57 %

As to **Claim II**, we the Jury find that the company, Dakota Plains, acted:

Knowingly _____ Recklessly X
(choose one)

As to **Claim III**, insider trading, we the Jury find the defendant, Michael Reger:



Liable



Not-Liable

*If, and only if, Michael Reger has been found liable on **Claim III**, answer the following:*

As to **Claim III**, we the Jury find the amount of inflation in Dakota Plains stock during the class period to have been:

_____ %

As to **Claim III**, we the Jury find the total loss the defendant, Michael Reger, avoided was:

\$ _____

Dated: June 14, 2022

Michael Reger
Foreperson